

ADRMOP,CONSENT,RELATE

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:18-cv-00797-JSC**

Sierra Club v. U.S. Department of Interior
Assigned to: Magistrate Judge Jacqueline Scott Corley
Relate Case Case: 3:19-cv-02838-JSC
Cause: 05:552 Freedom of Information Act

Date Filed: 02/06/2018
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Sierra Club

represented by **Elena Kathryn Saxonhouse**
Sierra Club Environmental Law Program
2101 Webster Street
Suite 1300
Oakland, CA 94612
415-977-5765
Fax: 510-208-3140
Email: elena.saxonhouse@sierraclub.org
TERMINATED: 08/13/2018
LEAD ATTORNEY

Ellen Devereux Medlin Richmond
Conrad & Metlitzky LLP
Four Embarcadero Ctr
Suite 1400
San Francisco, CA 94111
4153437104
Email: erichmond@conradmetlitzky.com
LEAD ATTORNEY

Martin D. Bern
Munger Tolles & Olson LLP
560 Mission Street
27th Floor
San Francisco, CA 94105-9781
415-512-4000
Fax: 415-512-4077
Email: bernmd@mto.com
TERMINATED: 08/13/2018

William James Cooper
Conrad Metlitzky
4 Embarcadero Center
Suite 1400
San Francisco, CA 94111
415-343-7100
Fax: 415-343-7101
Email: wcooper@conradmetlitzky.com
ATTORNEY TO BE NOTICED

V.

Defendant

U.S. Department of Interior

represented by **James A. Scharf**
Office of the United States Attorney
Civil Division, San Jose
150 Almaden Blvd., Suite 900
San Jose, CA 95113
(408) 535-5044
Fax: (408) 535-5081

Email: james.scharf@usdoj.gov

TERMINATED: 08/29/2019

LEAD ATTORNEY

Jevechius Doherty Bernardoni

U.S. Attorney's Office

450 Golden Gate Ave.

San Francisco, CA 94102

415-436-7164

Fax: 415-436-7234

Email: jevechius.bernardoni@usdoj.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/06/2018	<u>1</u>	COMPLAINT <i>For Declaratory and Injunctive Relief</i> against U.S. Department of Interior (Filing fee \$ 400, receipt number 0971-12089696.). Filed by Sierra Club. (Attachments: # <u>1</u> Civil Cover Sheet)(Richmond, Ellen) (Filed on 2/6/2018) (Entered: 02/06/2018)
02/06/2018	<u>2</u>	Proposed Summons. (Richmond, Ellen) (Filed on 2/6/2018) (Entered: 02/06/2018)
02/07/2018	3	Case assigned to Magistrate Judge Jacqueline Scott Corley. Counsel for plaintiff or the removing party is responsible for serving the Complaint or Notice of Removal, Summons and the assigned judge's standing orders and all other new case documents upon the opposing parties. For information, visit <i>E-Filing A New Civil Case</i> at http://cand.uscourts.gov/ecf/caseopening . Standing orders can be downloaded from the court's web page at www.cand.uscourts.gov/judges . Upon receipt, the summons will be issued and returned electronically. Counsel is required to send chambers a copy of the initiating documents pursuant to L.R. 5-1(e)(7). A scheduling order will be sent by Notice of Electronic Filing (NEF) within two business days. Consent/Declination due by 2/21/2018. (as, COURT STAFF) (Filed on 2/7/2018) (Entered: 02/07/2018)
02/08/2018	<u>4</u>	Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 5/3/2018. Initial Case Management Conference set for 5/10/2018 01:30 PM in San Francisco, Courtroom F, 15th Floor. (slhS, COURT STAFF) (Filed on 2/8/2018) (Entered: 02/08/2018)
02/08/2018	<u>5</u>	Summons Issued as to U.S. Department of Interior. (slhS, COURT STAFF) (Filed on 2/8/2018) (Entered: 02/08/2018)
02/14/2018	<u>6</u>	CERTIFICATE OF SERVICE by Sierra Club re <u>5</u> Summons Issued, <u>3</u> Case Assigned by Intake,,, <u>4</u> Initial Case Management Scheduling Order with ADR Deadlines, <u>1</u> Complaint , <i>Standing Orders, Settlement Conference Standing Order, Consent or Declination to Magistrate Judge Jurisdiction</i> (Richmond, Ellen) (Filed on 2/14/2018) (Entered: 02/14/2018)
02/20/2018	<u>7</u>	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by Sierra Club.. (Richmond, Ellen) (Filed on 2/20/2018) (Entered: 02/20/2018)
03/08/2018	<u>8</u>	SUMMONS Returned Executed (FOIA) by Sierra Club. U.S. Department of Interior served on 2/14/2018, answer due 3/16/2018. (Richmond, Ellen) (Filed on 3/8/2018) (Entered: 03/08/2018)
03/15/2018	9	CONSENT/DECLINATION to Proceed Before a US Magistrate Judge by U.S. Department of Interior.. (Scharf, James) (Filed on 3/15/2018) (Entered: 03/15/2018)
03/15/2018	<u>10</u>	STIPULATION WITH PROPOSED ORDER <i>Extending Time to Respond to Complaint and Continuing Initial Case Management Conference</i> filed by U.S. Department of Interior. (Scharf, James) (Filed on 3/15/2018) (Entered: 03/15/2018)

03/19/2018	<u>11</u>	ORDER by Magistrate Judge Jacqueline Scott Corley granting <u>10</u> Stipulation Extending Time to Respond to Complaint and Continuing Initial Case Management Conference. Joint Case Management Statement due by 7/5/2018. Initial Case Management Conference reset for 7/12/2018 at 01:30 PM in San Francisco, Courtroom F, 15th Floor. (ahm, COURT STAFF) (Filed on 3/19/2018) (Entered: 03/19/2018)
03/26/2018	<u>12</u>	FIRST AMENDED COMPLAINT <i>For Declaratory and Injunctive Relief</i> against U.S. Department of Interior. Filed by Sierra Club. (Richmond, Ellen) (Filed on 3/26/2018) Modified on 3/28/2018 (slhS, COURT STAFF). (Entered: 03/26/2018)
06/26/2018	<u>13</u>	ADR Clerk's Notice re: Non-Compliance with Court Order (ewh, COURT STAFF) (Filed on 6/26/2018) (Entered: 06/26/2018)
06/26/2018	<u>14</u>	ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options <i>Defendant's ADR Certification and Notice of Need for ADR Phone Conference</i> (Scharf, James) (Filed on 6/26/2018) (Entered: 06/26/2018)
06/27/2018	<u>15</u>	NOTICE of need for ADR Phone Conference (ADR L.R. 3-5 d) (Richmond, Ellen) (Filed on 6/27/2018) (Entered: 06/27/2018)
06/27/2018	<u>16</u>	ADR Certification (ADR L.R. 3-5 b) of discussion of ADR options (Richmond, Ellen) (Filed on 6/27/2018) (Entered: 06/27/2018)
06/27/2018	<u>17</u>	Certificate of Interested Entities by Sierra Club <i>or Persons and Disclosure Statement</i> (Richmond, Ellen) (Filed on 6/27/2018) (Entered: 06/27/2018)
06/27/2018	<u>18</u>	ADR Clerk's Notice Setting ADR Phone Conference on Wednesday, July 11, 2018, at 10:30 AM Pacific time. Please note that you must be logged into an ECF account of counsel of record in order to view this document. (af, COURT STAFF) (Filed on 6/27/2018) (Entered: 06/27/2018)
06/29/2018	<u>19</u>	Defendant's Answer to <u>12</u> First Amended Complaint filed by U.S. Department of Interior. (Scharf, James) (Filed on 6/29/2018) Modified on 7/2/2018 (slhS, COURT STAFF). (Entered: 06/29/2018)
06/29/2018	<u>20</u>	CASE MANAGEMENT STATEMENT <i>Joint Case Management Conference Statement</i> filed by Sierra Club. (Richmond, Ellen) (Filed on 6/29/2018) (Entered: 06/29/2018)
07/11/2018	21	ADR Remark: ADR Phone Conference held on 7/11/2018 by Howard Herman. (af, COURT STAFF) (Filed on 7/11/2018) <i>(This is a text-only entry generated by the court. There is no document associated with this entry.)</i> (Entered: 07/11/2018)
07/12/2018	22	Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Initial Case Management Conference held on 7/12/2018. Joint Case Management Statement due by 8/7/2018. Further Case Management Conference set for 8/9/2018 at 1:30 PM in San Francisco, Courtroom F, 15th Floor. (Not Reported)(Time: 17 minutes.) Attorney for Plaintiff: Ellen Richmond. Attorney for Defendant: James Scharf. (This is a text-only entry generated by the court. There is no document associated with this entry.) (ahm, COURT STAFF) (Date Filed: 7/12/2018) (Entered: 07/13/2018)
08/07/2018	<u>23</u>	STATUS REPORT <i>Joint Status Report</i> by Sierra Club. (Richmond, Ellen) (Filed on 8/7/2018) (Entered: 08/07/2018)
08/09/2018	24	Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Further Case Management Conference held on 8/9/2018. Defendant shall produce at least 750 pages, prioritizing custodian Secretary Zinke, by September 15, 2018. Joint Case Management Statement due by 9/25/2018. Further Case Management Conference set for 9/27/2018 at 1:30 PM in San Francisco, Courtroom F, 15th Floor. Counsel may appear by telephone and shall contact Court Call at 1-888-882-6878 to make the arrangements. (Not Reported)(Time:

		<p>10 Minutes.)</p> <p>Attorney for Plaintiff: Ellen Richmond. Attorney for Defendant: James Scharf.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)(ahmS, COURT STAFF) (Date Filed: 8/9/2018) (Entered: 08/10/2018)</p>
08/10/2018	<u>25</u>	<p>NOTICE of Substitution of Counsel by Ellen Medlin Devereux Richmond <i>Consent Order Granting Substitution of Attorney</i> (Richmond, Ellen) (Filed on 8/10/2018) (Entered: 08/10/2018)</p>
08/13/2018	<u>26</u>	<p>ORDER granting <u>25</u> Substitution of Counsel filed by Sierra Club. Signed by Magistrate Judge Jacqueline Scott Corley on 8/13/2018. (ahm, COURT STAFF) (Filed on 8/13/2018) (Entered: 08/13/2018)</p>
09/06/2018	27	<p>CLERK'S NOTICE CHANGING TIME OF CASE MANAGEMENT CONFERENCE. To all parties and counsel of record: Please take notice that the case management conference currently scheduled for September 27, 2018 shall commence at 11:00 a.m., before Magistrate Judge Jacqueline Scott Corley, in Courtroom F, 15th Floor, Federal Building, 450 Golden Gate Avenue in San Francisco. A joint case management statement shall be filed seven days prior to the conference.</p> <p>(This is a text only docket entry, there is no document associated with this notice.)</p> <p>(ahm, COURT STAFF) (Filed on 9/6/2018) (Entered: 09/06/2018)</p>
09/25/2018	<u>28</u>	<p>STATUS REPORT (<i>Joint Status Report</i>) by U.S. Department of Interior. (Scharf, James) (Filed on 9/25/2018) (Entered: 09/25/2018)</p>
09/27/2018	29	<p>Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Further Case Management Conference held on 9/27/2018. Defendant shall produce 750 documents per month from Secretary Zinke and 100 documents per month from Deputy Secretary Bernhardt. Joint Case Management Statement due by 11/21/2018. Further Case Management Conference set for 11/29/2018 at 1:30 PM in San Francisco, Courtroom F, 15th Floor. Counsel may appear by telephone and shall contact Court Call at 1-888-882-6878 to make the arrangements. (Not Reported)(Time 00:03)</p> <p>Attorney for Plaintiff: Ellen Richmond. Attorney for Defendant: James Scharf.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)</p> <p>(ahm, COURT STAFF) (Date Filed: 9/27/2018) (Entered: 09/28/2018)</p>
09/28/2018	<u>30</u>	<p>ORDER FOLLOWING CASE MANAGEMENT CONFERENCE. Signed by Magistrate Judge Jacqueline Scott Corley on 9/28/2018. (ahm, COURT STAFF) (Filed on 9/28/2018) (Entered: 09/28/2018)</p>
11/15/2018	<u>31</u>	<p>STIPULATION WITH PROPOSED ORDER <i>Continuing the November 29, 2018 Status Conference to December 13, 2018</i> filed by U.S. Department of Interior. (Scharf, James) (Filed on 11/15/2018) (Entered: 11/15/2018)</p>
11/19/2018	<u>32</u>	<p>ORDER by Magistrate Judge Jacqueline Scott Corley granting <u>31</u> Stipulation Continuing Case Management Conference. Joint Case Management Statement due by 12/11/2018. Further Case Management Conference set for 12/13/2018 at 01:30 PM in San Francisco, Courtroom F, 15th Floor. (ahm, COURT STAFF) (Filed on 11/19/2018) (Entered: 11/19/2018)</p>
12/11/2018	<u>33</u>	<p>STATUS REPORT <i>Joint Status Report</i> by U.S. Department of Interior. (Scharf, James) (Filed on 12/11/2018) (Entered: 12/11/2018)</p>
12/13/2018	34	<p>Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Further Case Management Conference held on 12/13/2018. Joint Case Management Statement due by 2/5/2019. Further Case Management Conference</p>

		<p>set for 2/7/2019 at 01:30 PM in San Francisco, Courtroom F, 15th Floor. (Not Reported)(Time 00:10)</p> <p>Attorney for Plaintiff: Ellen Richmond. Attorney for Defendant: James Scharf.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)</p> <p>(ahm, COURT STAFF) (Date Filed: 12/13/2018) (Entered: 12/14/2018)</p>
12/14/2018	<u>35</u>	<p>ORDER FOLLOWING CASE MANAGMENT CONFERENCE. Signed by Magistrate Judge Jacqueline Scott Corley on 12/14/2018. (ahm, COURT STAFF) (Filed on 12/14/2018) (Entered: 12/14/2018)</p>
02/05/2019	<u>36</u>	<p>STATUS REPORT (<i>Joint</i>) by U.S. Department of Interior. (Attachments: # <u>1</u> Exhibit A)(Scharf, James) (Filed on 2/5/2019) (Entered: 02/05/2019)</p>
02/07/2019	37	<p>Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Further Telephonic Case Management Conference held on 2/7/2019. Further Case Management Conference set for 2/28/2019 at 01:30 PM in San Francisco, Courtroom F, 15th Floor. Further Case Management Conference set for 3/7/2019 at 01:30 PM in San Francisco, Courtroom F, 15th Floor. Counsel may appear by Court Call. (Not Reported)(00:14)</p> <p>Attorney for Plaintiff: Ellen Richmond. Attorney for Defendant: James Scharf.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)</p> <p>(ahm, COURT STAFF) (Date Filed: 2/7/2019) (Entered: 02/08/2019)</p>
02/27/2019	38	<p>CLERK'S NOTICE VACATING FURTHER CASE MANAGEMENT CONFERENCE. The further case management conference scheduled for February 28, 2019 is vacated. The further case management conference scheduled for March 7, 2019 at 1:30 p.m. remains on calendar and the joint statement is due by March 5, 2019.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)</p> <p>(ahm, COURT STAFF) (Filed on 2/27/2019) (Entered: 02/27/2019)</p>
03/05/2019	<u>39</u>	<p>STATUS REPORT (<i>Joint Status Report</i>) by U.S. Department of Interior. (Scharf, James) (Filed on 3/5/2019) (Entered: 03/05/2019)</p>
03/07/2019	40	<p>Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Further Telephonic Case Management Conference held on 3/7/2019. Defendant shall produce a minimum of 850 pages per month. Joint Case Management Statement due by 4/2/2019. Further Case Management Conference set for 4/4/2019 at 1:30 PM in San Francisco, Courtroom F, 15th Floor. Counsel may appear by Court Call. (Not Reported)(Time 00:18)</p> <p>Attorney for Plaintiff: Ellen Richmond. Attorney for Defendant: James Scharf.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)</p> <p>(ahm, COURT STAFF) (Date Filed: 3/7/2019) (Entered: 03/07/2019)</p>
04/02/2019	<u>41</u>	<p>STATUS REPORT (<i>Joint Status Report</i>) by U.S. Department of Interior. (Scharf, James) (Filed on 4/2/2019) (Entered: 04/02/2019)</p>
04/04/2019	42	<p>Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Further Telephonic Case Management Conference held on 4/4/2019. The parties will submit a joint letter brief. Further Case Management Conference set</p>

		<p>for 5/16/2019 at 1:30 p.m. in San Francisco, Courtroom F, 15th Floor. Parties may appear by telephone.</p> <p>Attorney for Plaintiff: Ellen Richmond. Attorney for Defendant: James Scharf.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)</p> <p>(ahm, COURT STAFF) (Date Filed: 4/4/2019) (Entered: 04/05/2019)</p>
05/03/2019	<u>43</u>	<p>Joint Discovery Letter Brief <i>Request for Leave to File Second Amended Complaint</i> filed by Sierra Club. (Attachments: # <u>1</u> Attachment 1A to Request for Leave to File, # <u>2</u> Attachment 1B to Request for Leave to File)(Richmond, Ellen) (Filed on 5/3/2019) (Entered: 05/03/2019)</p>
05/03/2019	<u>44</u>	<p>Proposed Order re <u>43</u> Joint Discovery Letter Brief <i>Request for Leave to File Second Amended Complaint</i> by Sierra Club. (Richmond, Ellen) (Filed on 5/3/2019) (Entered: 05/03/2019)</p>
05/06/2019	<u>45</u>	<p>ORDER by Magistrate Judge Jacqueline Scott Corley denying <u>43</u> Plaintiff's Request for Leave to File Second Amended Complaint. (ahm, COURT STAFF) (Filed on 5/6/2019) (Entered: 05/06/2019)</p>
05/14/2019	<u>46</u>	<p>STATUS REPORT (<i>Joint Status Report</i>) by Sierra Club. (Richmond, Ellen) (Filed on 5/14/2019) (Entered: 05/14/2019)</p>
05/15/2019	<u>47</u>	<p>EXHIBITS re <u>46</u> Status Report (<i>Joint Status Report</i>) filed by Sierra Club. (Related document(s) <u>46</u>) (Richmond, Ellen) (Filed on 5/15/2019) (Entered: 05/15/2019)</p>
05/16/2019	<u>48</u>	<p>Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Further Case Management Conference held on 5/16/2019. The Court will issue an order with all the deadlines for further production of documents. Further Case Management Conference set for 7/11/2019 at 1:30 p.m. in San Francisco, Courtroom F, 15th Floor. (FTR 1:37–1:58)</p> <p>Attorney for Plaintiff: Ellen Richmond. Attorney for Defendant: James Scharf.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)</p> <p>(ahm, COURT STAFF) (Date Filed: 5/16/2019) (Entered: 05/17/2019)</p>
05/17/2019	<u>49</u>	<p>ORDER FOLLOWING CASE MANAGEMENT CONFERENCE. Signed by Magistrate Judge Jacqueline Scott Corley on 5/17/2019. (ahm, COURT STAFF) (Filed on 5/17/2019) (Entered: 05/17/2019)</p>
05/24/2019	<u>50</u>	<p>ADMINISTRATIVE MOTION to Relate Case to Case No. 19–cv–02838 (<i>Unopposed</i>) filed by Sierra Club. Responses due by 5/28/2019. (Attachments: # <u>1</u> Declaration of Ellen Richmond, # <u>2</u> Stipulated [Proposed] Order)(Richmond, Ellen) (Filed on 5/24/2019) (Entered: 05/24/2019)</p>
05/29/2019	<u>51</u>	<p>ORDER by Magistrate Judge Jacqueline Scott Corley granting <u>50</u> Administrative Motion to Relate Case to Case No. 19–cv–02838. (ahm, COURT STAFF) (Filed on 5/29/2019) (Entered: 05/29/2019)</p>
07/09/2019	<u>52</u>	<p>STATUS REPORT (<i>Joint</i>) by Sierra Club. (Richmond, Ellen) (Filed on 7/9/2019) (Entered: 07/09/2019)</p>
07/11/2019	<u>53</u>	<p>Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Further Case Management Conference held on 7/11/2019. The parties provided an update to the Court. Further Case Management Conference set for 8/29/2019 at 1:30 p.m. in San Francisco, Courtroom F, 15th Floor. Mr. Scharf may continue to appear by Court Call. A case management conference in the related matter (19–2838) is also be set for 8/29/2019. Joint Case Management Statement due by 8/22/2019. (FTR Time 2:02–2:09)</p>

		<p>Attorneys for Plaintiff: Ellen Richmond; Will Cooper. Attorney for Defendant: James Scharf by Court Call.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)</p> <p>(ahm, COURT STAFF) (Date Filed: 7/11/2019) (Entered: 07/12/2019)</p>
08/15/2019	<u>54</u>	STIPULATION WITH PROPOSED ORDER <i>Changing Time</i> filed by Sierra Club. (Richmond, Ellen) (Filed on 8/15/2019) (Entered: 08/15/2019)
08/16/2019	<u>55</u>	STIPULATION AND ORDER. Signed by Judge Jacqueline Scott Corley on August 16, 2019. (jscl1S, COURT STAFF) (Filed on 8/16/2019) (Entered: 08/16/2019)
08/16/2019		Motions terminated: <u>54</u> STIPULATION WITH PROPOSED ORDER <i>Changing Time</i> filed by Sierra Club.. Signed by Judge Jacqueline Scott Corley on August 16, 2019. (This is a text-only entry generated by the court. There is no document associated with this entry.) (jscl1S, COURT STAFF) (Filed on 8/16/2019) (Entered: 08/16/2019)
08/27/2019	<u>56</u>	JOINT CASE MANAGEMENT STATEMENT <i>and Joint Status Report</i> filed by Sierra Club. (Richmond, Ellen) (Filed on 8/27/2019) (Entered: 08/27/2019)
08/29/2019	<u>57</u>	NOTICE of Substitution of Counsel by Jevechius Doherty Bernardoni (Bernardoni, Jevechius) (Filed on 8/29/2019) (Entered: 08/29/2019)
08/29/2019	58	<p>Minute Entry for proceedings held before Magistrate Judge Jacqueline Scott Corley: Further Case Management Conference held on 8/29/2019. Further Case Management Conference set for 9/12/2019 at 01:30 PM in San Francisco, Courtroom F, 15th Floor. (FTR Time 1:35–1:50)</p> <p>Attorneys for Plaintiff: Ellen Richmond; Will Cooper. Attorneys for Defendant: James Scharf; Jevechius Bernardoni.</p> <p>(This is a text-only entry generated by the court. There is no document associated with this entry.)</p> <p>(ahm, COURT STAFF) (Date Filed: 8/29/2019) (Entered: 08/30/2019)</p>
09/10/2019	<u>59</u>	JOINT CASE MANAGEMENT STATEMENT <i>and Joint Status Report</i> filed by Sierra Club. (Cooper, William) (Filed on 9/10/2019) (Entered: 09/10/2019)